

IN THE CIRCUIT COURT FOR BALTIMORE CITY

PHILIP ARCHER
5405 Windsor Mill Road
Baltimore Maryland 21207

Plaintiff

vs.

UNITED RENTAL PROPERTIES, LLC
15942 Shady Grove Road
Gaithersburg, MD 20877

SERVE ON: Resident Agent
Adam Schwartz
15942 Shady Grove Road
Gaithersburg, MD 20877

and

UNITED RENTALS, INC.
5 Greenwich Office Park
Greenwich, CT 06830

SERVE ON: Resident Agent
CSC-lawyers incorporating
Services Company
7 St. Paul Street
Baltimore, MD 21202

and

UNITED RENTALS
(NORTH AMERICA), INC.
Four Greenwich Office Park
Greenwich, CT 06830

SERVE ON: Resident Agent
7 St. Paul Street, Suite 1660
Baltimore, MD 21202

Defendants

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CIVIL DIVISION

RDB10CV1048

Case: 24-C-03-007210

CV F112-New

Arrear Fee	\$80.00
MLSC	\$20.00
TOTAL	\$125.00

Receipt #200900029513
Cashier: KSI CIBX82
11/05/09 2:18pm

Case No.:

COMPLAINT AND REQUEST FOR JURY TRIAL

The Plaintiff, Philip Archer, by and through his attorneys, Jay D. Miller, and Miller, Murtha & Psoras, LLC, sues the Defendants, United Rental Properties, LLC and/or United Rentals, Inc. and/or United Rentals (North America), Inc., and for reasons say:

FACTS APPLICABLE TO ALL COUNTS

1. That on or about November 6, 2006, the Plaintiff, Philip Archer, while in the employ of East Coast Electrical Company, Inc. was properly and prudently using a scissor lift. Said scissor lift had been provided by Defendants, United Rental Properties, LLC and/or United Rentals, Inc. and/or United Rentals (North America), Inc.

2. At all times herein mentioned, the Defendant, United Rental Properties, LLC, is a corporation licensed to operate a business throughout the state of Maryland, including Baltimore City.

3. At all times herein mentioned, the Defendant, United Rentals, Inc., is a corporation licensed to operate a business throughout the state of Maryland, including Baltimore City.

4. At all times herein mentioned, the Defendant, United Rentals (North America), Inc., is a corporation licensed to operate a business throughout the state of Maryland, including Baltimore City.

5. While using the scissor lift in the manner in which it was intended, this scissor lift jumped and/or buckled, causing the Plaintiff, Philip Archer, to lean against the rail. When using the safety rail that was provided for his safety, the rail broke causing Archer to fall from a tremendous height. As a direct result of the fall, Plaintiff suffered serious, painful and permanent bodily injuries.

COUNT I

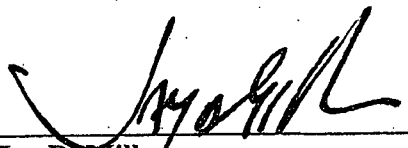
6. The Defendants, United Rental Properties, LLC and/or United Rentals, Inc. and/or United Rentals (North America), Inc., negligently provided a scissor lift that was in a defective condition. The Defendants negligently failed to properly inspect the lift prior to releasing it to the customer, and in other ways negligently failed to provide the Plaintiff and the employee of East Coast Electrical with a safe piece of equipment, and in other ways failed to properly protect the Plaintiff from injury for the use of the lift.

7. As a direct result of the negligence of the Defendants, United Rental Properties, LLC and/or United Rentals, Inc. and/or United Rentals (North America), Inc., the Plaintiff, Philip Archer, was caused serious painful, and permanent injuries about his head, neck, back, and limbs, and was forced to incur past medical bills, and will incur future medical costs.

8. As a result of the injuries sustained by the Plaintiff, Philip Archer, the Injured Workers' Insurance Fund was forced to pay medical bills and lost wages, and will continue to pay medical bills and lost wages.

9. All of the Plaintiff's injuries and damages were incurred as a direct and proximate result of the negligence of the Defendants, without any negligence on the part of the Plaintiff contributing thereto.

WHEREFORE, Plaintiff, Philip Archer, claims One Million Five Hundred Thousand dollars (\$1,500,000.00) in compensatory damages and the cost of this action.


Jay D. Miller
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(410) 583-6969

Attorneys for Plaintiff